IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 10559 OF 2004
WITH
WRIT PETITION NO. 10560 OF 2004.

M/s.Popular Founders..... .....
Petitioner
V/s
Asst. Provident Fund Commissioner..... .....
Respondent.

Office Notes, Office Memoranda) Court's or Judge's Orders
of Coram, appearances)
Court's orders or directions and)
Registrar's orders.)

Mr.M.S.Topkar, Adv. for the petitioner.

CORAM: A.P. DESHPANDE, J.
6.6.2007

PC:

An order passed by respondent No.1 under section 7A of the Provident Fund Act has been challenged by filing an appeal before the Employees' Provident Fund Appellate Tribunal by the present petitioner. As no Presiding Officer was available in the Appellate Tribunal these petitions came to be filed apprehending sale of the property in auction. During the pendency of these petitions property has already been

auctioned and the amount recovered by respondent No.1. The Appeal must still be pending. As the substantive remedy of appeal has been invoked and as no interim order has been passed in these petitions no useful purpose would be served by entertaining the petitions. In the result both writ petitions are summarily dismissed.

6.6.07.